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May 10, 2006

Date of Deposit

Heidi A. Dare, Reg. No. 50,775

Name of applicant, assignee or
Registered Representative



Signature

May 10, 2006

Date of Signature

Our Case No. 10000-125

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | |
|--------------------------------|---|--------------------------------|
| In re Application of: |) | |
| Vihar C. Surti et al. |) | |
| Serial No. 10/802,555 |) | Examiner: Christopher Koharski |
| Filing Date: March 30, 2004 |) | Group Art Unit No. 3763 |
| For: PEDIATRIC ATRESIA MAGNETS |) | |

RESUBMISSION OF DECLARATION

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicants submitted a Declaration for second inventor Mario Zaritzky, M.D. on September 4, 2004 (attached at Tab 1 with a copy of the transmittal). The Declaration was subsequently returned to Applicants with the Recorded Assignment. No Updated Filing Receipt was issued listing Mario Zaritzky, M.D. as a second inventor.

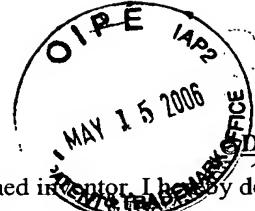
Application Serial No. 10/802,555
Resubmission of Declaration

Applicants hereby resubmit the Declaration for second inventor Mario Zaritsky, M.D. and request that an Updated Filing Receipt be issued indicating Mario Zaritsky, M.D. as a second inventor.

Respectfully submitted,


Heidi A. Dare
Registration No. 50,775
Attorney for Applicants

BRINKS HOFER GILSON & LIONE
P.O. BOX 10395
CHICAGO, ILLINOIS 60610
(312) 321-4200

**DECLARATION FOR PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled PEDIATRIC ATRESIA MAGNETS, the specification of which:

- is attached hereto.
- was filed on _____ as Application Serial No. _____.
- and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability as defined in Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)Priority Claimed

| (Number) | (Country) | (Day/Month/Year Filed) |
|----------|-----------|------------------------|
|----------|-----------|------------------------|

| | |
|--------------------------|--------------------------|
| <input type="checkbox"/> | <input type="checkbox"/> |
| Yes | No |

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

| (Application Serial No.) | (Filing Date) |
|--------------------------|---------------|
|--------------------------|---------------|

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

| (Application Serial No.) | (Filing Date) | (Status-patented, pending, abandoned) |
|--------------------------|---------------|---------------------------------------|
|--------------------------|---------------|---------------------------------------|

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Inventor's Signature

Full name of second joint inventor, if any

Residence

Citizenship

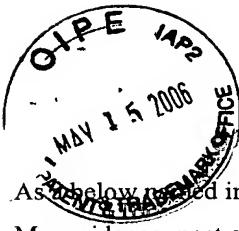
Post Office Address

Mario Zaritzky, M.D.

La Plata, Argentina

Calle 11 # 1631, La Plata, Argentina

BRINKS HOFER GILSON & LIONE
P.O. Box 10395
Chicago, IL 60610
(312) 321-4200



Case No. 10000/125

DECLARATION FOR PATENT APPLICATION

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is attached hereto.

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| <u>Prior Foreign Application(s)</u> | | | <u>Priority Claimed</u> |
|-------------------------------------|-----------|------------------------|--|
| (Number) | (Country) | (Day/Month/Year Filed) | <input type="checkbox"/> Yes <input type="checkbox"/> No |

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| (Application Serial No.) | (Filing Date) | (Status-patented, pending, abandoned) |
|---|---------------|---------------------------------------|
| I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application: | | |

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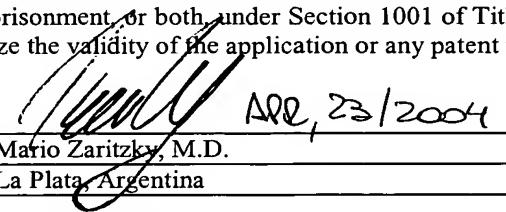
Inventor's Signature

Full name of second joint inventor, if any

Residence

Citizenship

Post Office Address


Mario Zaritzky, M.D.

La Plata, Argentina

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